

SMITH, SOVIK,
KENDRICK & SUGNET, P.C.

ATTORNEYS AT LAW

250 SOUTH CLINTON STREET, SUITE 600
SYRACUSE, NEW YORK 13202-1252**MEMO ENDORSED**315-474-2911
INTERNET www.smithsovik.com

FACSIMILE: 315-474-6015

STEVEN WARD WILLIAMS
Voice Mail Extension 108
swilliams@smithsovik.com

RECEIVED	
OCT 04 2007	
CHAMBERS OF RICHARD M. BERMAN U.S.D.J.	
JOHN W. SMITH (1902-1964) ROBERT J. SMITH (1923-1967) MARTIN F. KENDRICK (1917-1983) LAURENCE SOVIK (1904-1998) WILLIAM E. SUGNET, RETIRED JAMES A. O'SHEA, RETIRED ROBERT F. SOVIK JAMES D. LANIER MICHAEL P. RINGWOOD KEVIN E. HULSLANDER ERIC G. JOHNSON STEVEN WARD WILLIAMS MARY KENDRICK-GAFFNEY JAMES W. CUNNINGHAM ROBERT P. CAHALAN PATRICK B. SARDINO BRANDON R. KING JACQUELINE M. D'AGOSTINO KRISTIN L. NOBLE KRISTEN M. BENSON DAVID A. D'AGOSTINO JAMES W. WISELL DANIEL R. RYAN KELLY C. MURRAY SUZANNE K. LEHMAN	

Honorable Richard M. Berman:
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street
New York, NY 10007

October 2, 2007
Conference adjourned to 11/7/07
SO ORDERED: <i>Richard M. Berman</i> Richard M. Berman, U.S.D.J.

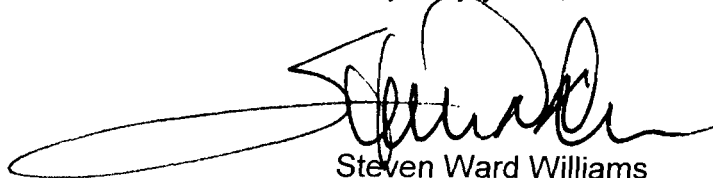
Re: Livingston v. Kip Morgan a/k/a KeyBank National Association
07 CV 7835 (RMB) (KNF) 10/4/07

Dear Justice Berman:

I received a correspondence from your chambers scheduling a conference in this new matter for October 9, 2007. Although filed, the complaint has not yet been served on defendants. This is because we plan to amend the complaint and serve both the original and the amended versions on defendants simultaneously. For this reason, I respectfully request that the conference for October 9 be rescheduled. I propose the following alternative dates for holding the conference: November 6-9, 2007. If any of those dates are not acceptable, I will of course accommodate the scheduling needs of the Court.

Thank you for your attention to this matter.

Very truly yours,



Steven Ward Williams

/fg

ALFA
AMERICAN LAW FIRM
ASSOCIATION

USDC SDNY DOCUMENT ELECTRONICALLY DOC #: DATE FILED: 10/4/07
--